## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

DEBORAH R. DAVIS,	)	
	)	
Plaintiff,	)	
	)	
<b>v.</b>	)	1:04CV1156
	)	
JO ANNE B. BARNHART,	)	
Commissioner of Social Security,	)	
	)	
Defendant.	)	

## J-U-D-G-M-E-N-T

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on October 24, 2006, was served on the parties in this action. No objections were filed within the time limits prescribed by § 636.

The court hereby adopts the Magistrate Judge's Recommendation.

IT IS THEREFORE ORDERED AND ADJUDGED that the Plaintiff's motion for summary judgment [Pleading No. 17] be **DENIED**, that the Commissioner's motion for judgment on the pleadings [Pleading No. 19] be **GRANTED**, that the Commissioner's decision is **AFFIRMED**, and that this action be dismissed with prejudice.

January Orlean United States District Judge

Date: February 16, 2007